

<b>Notice of Allowability</b>	Application No.	Applicant(s)	
	09/690,579	YONEDA, MICHIAKI	
	Examiner Kevin Bates	Art Unit 2155	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is responsive to 2-7-2005.
2.  The allowed claim(s) is/are 1-30.
3.  The drawings filed on 17 October 2000 are accepted by the Examiner.
4.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a)  All
  - b)  Some\*
  - c)  None
 of the:
  1.  Certified copies of the priority documents have been received.
  2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6.  CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a)  including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1)  hereto or 2)  to Paper No./Mail Date \_\_\_\_\_.
  - (b)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of
 Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

#### Attachment(s)

1.  Notice of References Cited (PTO-892)
2.  Notice of Draftsperson's Patent Drawing Review (PTO-948)
3.  Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4.  Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5.  Notice of Informal Patent Application (PTO-152)
6.  Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7.  Examiner's Amendment/Comment
8.  Examiner's Statement of Reasons for Allowance
9.  Other \_\_\_\_\_.

*Patrice Winder*  
PATRICE WINDER  
PRIMARY EXAMINER

***Election/Restrictions***

This Office Action is in response to a communication made on February 7, 2005.

Claims 1-30 are pending in this application.

Claims 31-39 are withdrawn from consideration and cancelled.

Restriction to one of the following inventions is required under 35 U.S.C. 121:

- I. Claims 1-30, drawn to specifying information to be recorded on a recording medium based on capacity information, classified in class 709, subclass 219.
- II. Claims 31-39, drawn to customizing a label for a recording medium with information about the content specified by the user, classified in class 709, subclass 203.

Inventions I and II are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention II has separate utility such as getting information to customize a label of a music compact disk or other medium.

See MPEP § 806.05(d).

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

During a telephone conversation with Brad Lytle on May 25, 2005 a election was made without traverse to prosecute the invention of I, claims 1-30. Claims 31-39 are withdrawn from further consideration by the examiner, 37 CFR 1.142(b), as being drawn to a non-elected invention.

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Brad Lytle on 40,073 on May 25, 2005.

**The application has been amended as follows:**

**In the Specification:**

Please amend the title to read: "Recording Mechanism for Recording Information Specified from an External Source Using Capacity Information"

**In the claims:**

**Please amend claims 16, 20, 21, 22, 28, 29, and 30 to read:**

16. An information processing device connected to at least another information processing device via a network, said information processing device comprising:

transmitting means for transmitting specifying information for specifying information for which notification of capacity is desired, to said at least another information processing device via said network, said information being stored in a first database provided in said at least another information processing device;

obtaining means for obtaining capacity information relating to the capacity of said information corresponding to said specifying information transmitted by said transmitting

means, from a second database provided in said at least another information processing device via said network; and

display control means for controlling the display of said capacity information obtained by said obtaining means; and

requesting means for requesting said at least another information processing device to record said information specified by said information specifying means to a recording medium.

20. An information processing method for an information processing device connected to at least another information processing device via a network, said method comprising:

a transmitting step for transmitting specifying information for specifying information for which notification of capacity is desired, to said at least another information processing device via said network, said information being stored in a first database provided in said at least another information processing device;

an obtaining step for obtaining capacity information relating to the capacity of said information corresponding to said specifying information transmitted by the processing of said transmitting step, from a second database provided in said at least another information processing device via said network; and

a display control step for controlling the display of said capacity information obtained by the processing of said obtaining step; and

a requesting step for requesting said at least another information processing device to record said information specified by the processing of said information specifying step to a recording medium.

21. A program storing medium storing a computer-readable program for controlling an information processing device connected to at least another information processing device via a network, said program comprising:

    a transmitting step for transmitting specifying information for specifying information for which notification of capacity is desired, to said at least another information processing device via said network, said information being stored in a first database provided in said at least another information processing device;

    an obtaining step for obtaining capacity information relating to the capacity of said information corresponding to said specifying information transmitted by the processing of said transmitting step, from a second database provided in said at least another information processing device via said network; and

    a display control step for controlling the display of said capacity information obtained by the processing of said obtaining step; and

a requesting step for requesting said at least another information processing device to record said information specified by the processing of said information specifying step to a recording medium.

22. An information processing device connected to at least another information processing ' device via a network, said information processing device comprising:

first obtaining means for obtaining specifying information for specifying the information regarding which notification of capacity is desired, from said at least another information processing ' device via said network;

second obtaining means for obtaining capacity information relating to the capacity of said information corresponding to said specifying information obtained by said first obtaining means from a first database;

third obtaining means for obtaining said information from a second database; and  
notifying means for notifying said capacity information obtained by said second obtaining means to said at least another information processing device via said network;  
and

recording means for recording said provided information obtained by said third obtaining means to a recording medium.

28. An information processing method for an information processing device connected to at least another information processing device via a network, said method comprising:

a first obtaining step for obtaining specifying information for specifying the information regarding which notification of capacity is desired, from said ether at least another information processing device via said network;

a second obtaining step for obtaining capacity information relating to the capacity of said information corresponding to said specifying information obtained by the processing of said first obtaining step from a first database;

a third obtaining step for obtaining said information from a second database; and

a notifying step for notifying said capacity information obtained by the processing of said second obtaining step to said ether at least another information processing device via said network; and

a recording step for recording said provided information obtained by the processing of said third obtaining step to a recording medium.

29. A program storing medium storing a computer-readable program for controlling an information processing device connected to at least another information processing device via a network, said program comprising:

a first obtaining step for obtaining specifying information for specifying the information regarding which notification of capacity is desired, from said at least another information processing device via said network;

a second obtaining step for obtaining capacity information relating to the capacity of said information corresponding to said specifying information obtained by the processing of said first obtaining step from a first database;

a third obtaining step for obtaining said information from a second database; and

a notifying step for notifying said capacity information obtained by the processing of said second obtaining step to said at least another information processing device via said network; and

a recording step for recording said provided information obtained by the processing of said third obtaining step to a recording medium.

30. An information processing system wherein a first information processing device and a second information processing device are mutually connected via a network;

wherein said first information processing device comprises:

transmitting means for transmitting specifying information for specifying information for which notification of capacity is desired, to said second information processing device via said network said information being stored in a first database provided in said second information processing device;

first obtaining means for obtaining capacity information relating to the capacity of said information corresponding to said specifying information transmitted by said transmitting means, from a second database provided in said second information processing device via said network; and

display control means for controlling the display of said capacity information obtained by said first obtaining means; and

requesting means for requesting said second information processing device to record said provided information specified by said information specifying means to a recording medium;

and wherein said second information processing device comprises:  
second obtaining means for obtaining specifying information for specifying the information regarding which notification of capacity is desired, from said first information processing device via said network;

third obtaining means for obtaining capacity information relating to the capacity of said information corresponding to said specifying information obtained by said second obtaining means from said second database;

fourth obtaining means for obtaining said information from said first database;  
and

notifying means for notifying said capacity information obtained by said third obtaining means to said first information processing device via said network; and  
recording means for recording said provided information obtained by said fourth obtaining means to said recording medium.

**Please cancel claims 31-39.**

***Reasons for Allowance***

The following is an examiner's statement of reasons for allowance:

The primary reason for allowance is that the examiner has found that the prior art of record does not teach or suggest or render obvious a device or program storing medium that notifies another device via a network of selected specifying information that is stored in a first database, obtaining capacity information about the specified

information from a different database than the one where the specified information is stored, displaying said capacity information, and requesting that the other device records said specified information on a recording medium. The differences between the claimed invention and the prior art is better seen in the applicant remarks filed on February 7, 2005 and are present in all the independent claims.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kevin Bates whose telephone number is (571) 272-3980. The examiner can normally be reached on 8 am - 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ario Etienne can be reached on (571) 272-4001. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

KB

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May 25, 2005

*Patrice Winder*  
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PRIMARY EXAMINER